

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, ) CASE NO. 05-598M  
)  
Plaintiff, )  
)  
v. )  
) DETENTION ORDER  
CHARLES HOWELL, )  
)  
Defendant. )  
\_\_\_\_\_ )

Offense charged:

Conspiracy to Distribute MDMA

Date of Detention Hearing: December 16, 2005

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Defendant is charged by indictment in the Central District of Illinois with

01 Conspiracy to Distribute MDMA, cause number 05-40113. The maximum penalty of this offense  
02 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to both  
03 dangerousness and flight risk, under 18 U.S.C. 3142(e).

04 (2) There is conflicting information regarding the defendant's residence. He is  
05 currently attending a court ordered outpatient drug and alcohol class as a result of a DUI  
06 conviction. His criminal history includes several instances of sentence modification due to  
07 noncompliance.

08 (3) Taken as a whole, the record does not effectively rebut the presumption that no  
09 condition or combination of conditions will reasonably assure the appearance of the defendant as  
10 required and the safety of the community.

11 It is therefore ORDERED:

12 (1) Defendant shall be detained pending trial and committed to the custody of the  
13 Attorney General for confinement in a correction facility separate, to the extent  
14 practicable, from persons awaiting or serving sentences or being held in custody  
15 pending appeal;

16 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
17 counsel;

18 (3) On order of a court of the United States or on request of an attorney for the  
19 Government, the person in charge of the corrections facility in which defendant is  
20 confined shall deliver the defendant to a United States Marshal for the purpose of  
21 an appearance in connection with a court proceeding; and

22 (4) The clerk shall direct copies of this Order to counsel for the United States, to

01 counsel for the defendant, to the United States Marshal, and to the United States  
02 Pretrial Services Officer.

03 DATED this 16th day of December, 2005.

04 

05 Mary Alice Theiler  
06 United States Magistrate Judge